

1 THOMAS E. FRANKOVICH (State Bar No. 074414)
THOMAS E. FRANKOVICH,
2 *A Professional Law Corporation*
2806 Van Ness Avenue
3 San Francisco, CA 94109
Telephone: 415/674-8600
4 Facsimile: 415/674-9900
Attorneys for Plaintiffs
5 PATRICK CONNALLY
and DISABILITY RIGHTS
6 ENFORCEMENT, EDUCATION,
SERVICES: HELPING YOU
7 HELP OTHERS

8
9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 PATRICK CONNALLY, an individual; and)
DISABILITY RIGHTS ENFORCEMENT,)
12 EDUCATION, SERVICES: HELPING)
YOU HELP OTHERS, a California public)
13 benefit corporation,)
Plaintiffs,)

14 v.)

15 BAYPORT MARINA PLAZA LLC, a)
16 limited liability company,)

17 Defendants.)
18

CASE NO. C07-3032-BZ

RETURN OF SERVICE RE DEFENDANT
BAYPORT MARINA PLAZA LLC, a
limited liability company

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28 RETURN OF SERVICE RE DEFENDANT BAYPORT MARINA PLAZA LLC, a limited liability company

Attorney or Party without Attorney: THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 2806 VAN NESS AVE. SAN FRANCISCO, CA 94109 Telephone No: 415-674-8600 FAX No: 415-674-9900				For Court Use Only	
Attorney for Plaintiff				Ref. No. or File No.	
Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California					
Plaintiff PATRICK CONNALLY, et al. Defendant BAYPORT MARINA PLAZA LLC					
PROOF OF SERVICE SUMMONS & COMPLAINT		Hearing Date:	Time:	Dept/Div:	Case Number: C 07 3032 BZ

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS IN A CIVIL CASE; COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES, CIVIL COVER SHEET; WELCOME TO THE U.S. DISTRICT COURT; NOTICE OF ASSIGNMENT OF CASE TO A UNITED STATES MAGISTRATE JUDGE FOR TRIAL; SCHEDULING ORDER FOR CASES ASSERTING DENIAL OF RIGHT OF ACCESS UNDER AMERICANS WITH DISABILITIES ACT TITLE III; ECF REGISTRATION INFORMATION HANDOUT.

3. a. Party served: BAYPORT MARINA PLAZA LLC

4. Address where the party was served: 643 BAYR ISLAND ROAD
SUITE 400
REDWOOD CITY, CA 94063

5. I served the party.

b. by substituted service. On: Wed., Aug. 08, 2007 at: 11:29AM by leaving the copies with or in the presence of:
HARRY A GRIFFITH, ATTORNEY

(1) (Business) a Person in charge at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him or her of the general nature of the papers.

(4) A declaration of mailing is attached.

(5) I attach a declaration of diligence stating actions taken first to attempt personal service.

6. The "Notice to the Person Served" (on the Summons) was completed as follows:

on behalf of: BAYPORT MARINA PLAZA LLC

Other: A LIMITED LIABILITY COMPANY

7. Person Who Served Papers:

a. ELLENOR RIOS

Recoverable Cost Per CCP 1033.5(n)(4)(B)

d. The Fee for Service was:

e. I am: (3) registered California process server

(i) Owner

(ii) Registration No. 984

(iii) County: Santa Clara



8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Tue, Aug. 14, 2007

Attorney or Party without Attorney THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 2806 VAN NESS AVE. SAN FRANCISCO, CA 94109 Telephone No: 415-674-8600 FAX No: 415-674-9900				For Court Use Only	
Attorney for: Plaintiff					
Ref. No or File No.:					
Insert name of Court, and Judicial District and Branch Court. United States District Court Northern District Of California					
Plaintiff: PATRICK CONNALLY, et al					
Defendant: BAYPORT MARINA PLAZA LLC					
PROOF OF SERVICE By Mail		Hearing Date	Time	Dept/Div:	Case Number: C 07 3032 BZ

- 1 I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred
- 2 I served copies of the SUMMONS IN A CIVIL CASE; COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES; CIVIL COVER SHEET; WELCOME TO THE U.S. DISTRICT COURT, NOTICE OF ASSIGNMENT OF CASE TO A UNITED STATES MAGISTRATE JUDGE FOR TRIAL; SCHEDULING ORDER FOR CASES ASSERTING DENIAL OF RIGHT OF ACCESS UNDER AMERICANS WITH DISABILITIES ACT TITLE III; ECF REGISTRATION INFORMATION HANDOUT.
- 3 By placing a true copy of each document in the United States mail, in a sealed envelope by **First Class** mail with postage prepaid as follows:
 - a. Date of Mailing: Wed., Aug. 08, 2007
 - b. Place of Mailing: SAN FRANCISCO, CA 94103
 - c. Addressed as follows: BAYPORT MARINA PLAZA LLC
643 BAIR ISLAND ROAD
SUITE 400
REDWOOD CITY, CA 94063
- 4 I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Wed., Aug 08, 2007 in the ordinary course of business.
- 5 Person Serving.

- a. AARON DANIEL
 - b. FIRST LEGAL SUPPORT SERVICES
1138 HOWARD STREET
SAN FRANCISCO, CA 94103
 - c. 415-626-3111

Recoverable Cost Per CCP 1033.5(a)(4)(B)

 - d. The Fee for Service was:
 - e. I am Not a Registered California Process Server

8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Tue, Aug 14, 2007


(AARON DANIEL)
6366094.thofr-fg-80963

CERTIFICATE OR PROOF OF SERVICE

State of California)
County of San Francisco) ss

I, the undersigned, say: I am and was at all times herein mentioned, a resident of the City and County of San Francisco, over the age of eighteen (18) years and not a party to the within action or proceeding; that my business address is 2806 Van Ness Avenue, San Francisco, CA 94109-5460; that on the below date, following normal business practice, I served the foregoing document, described as:

PROOF OF SERVICE SUMMONS AND COMPLAINT

on the interested parties in this action, conveyed as follows:

- ☒ by depositing true copies thereof, enclosed in a sealed envelope, with postage thereon fully prepaid:
☒ in first class U.S. Mail
☐ in ___ priority or ___ standard overnight mail via Federal Express.


I am readily familiar with this office's practice for collection and processing of correspondence for mailing with the United States Postal Service or Federal Express. In the ordinary course of business, correspondence, including said envelope, will be deposited with the United States Postal Service or Federal Express in San Francisco.

- ☐ by transmitting via facsimile to the fax number(s) set forth below.
☐ by causing personal delivery by Western Messenger Service.
☐ by personal hand-delivery.

addressed to:

John Campo, Esq.
Branson Brinkop Griffith & Strong LLP
643 Bair Island Road, Suite 400
Redwood, City, CA 94063

I declare under penalty of perjury under the laws of the State of California that I am employed in the office of a member of the bar of this court at whose direction the service was made, and that the foregoing is true and correct. Executed on August 20, 2007, at San Francisco, California.


Armetrice Cooper
(Original signed)